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AUG 21 2024

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SC Court of Appeals

S.C. SUPREME COURT

Dear Supreme Court Representative,

My name is Joshua Brookins and I'm detained at the Moss Justice Center in York, South Carolina on pending charges for Contraband and distribution Fentanyl 3rd or subsequent offense. I went to trial for the distribution charge on the 16th of July 2024. Before the jury was sworn in the judge made it clear to the prosecution, nothing involving an overdose, death, or even the toxicology report could be mentioned during my trial because it was extremely prejudicial to me considering I was not charged with a manslaughter, death by distribution, nor 2nd or 3rd degree murder. Because my trial was strictly a distribution case. Nothing involving a death was mentioned in my affidavits or arrest warrants. The solicitor (Austin Smith) said she wasn't sure how to try the case if none of that could be mentioned because that's where the investigation began. The 911 call about someone overdosing. The judge stated she could appeal her decision if she liked but that was her ruling. Because I wasn't charged with anything regarding the death of anyone. So she sent the jury home after Austin Smith appealed her decision. Immediately after I requested a bond reduction. In which

I went up for on the 12th day of August 2021. My original bond was 135,000\$ and has been the same for 11 months. At my bond reduction hearing, my bond was revoked. Before the judge (Judge Hall) made his ruling the same solicitor (Austin Smith) undermined my trial judges ruling and allowed the deceased's mother to make a statement blaming me for her sons death slandering my name and character in front of another judge ultimately leading to my bond being revoked. Not only that the solicitor herself made multiple statements about the death and overdose prior to his mom making her statement. All this can be proven by looking at transcripts from both court appearances. How is it possible someone from the public can speak at or even been informed of anything involving me in court? There is no victims whatsoever in my case. I've asked for a restraining order on this woman. She's harrassing me, having fentanyl related rallies here at moss, slandering my name on social media and speaking on behalf of someone who isn't only dead but someone who isn't listed on any paperwork as a victim. I have a paid attorney, her name

Jennifer Cloud with the cloud lawfirm
in Rock Hill, South Carolina. I've asked her
to contact someone at your office about
all this as soon as possible. I feel I
should qualify for an immediate bond
reconsideration based on the facts and
the original ruling of the trial judge.
My Constitutional rights have been beyond
violated under the 5th, 6th, and 14th
amendment in the South Carolina Constitution.
All I'm asking is equal protection of the
laws I'm asking for justice on behalf
of someone who's not guilty. I've risked
my freedom by going to trial on behalf of
my innocents and I feel I at least
deserve a reasonable bond. Especially after
having such a high one from the beginning
of this 11 month journey. I know with all
my heart what the York County Sheriff's Office
is doing isn't legal. And have confirmation
of this by staying in the law library and
researching. All I want is my rights to be
protected and have equal protection of the
law. Thanks for reading and I deeply
appreciate any help you can provide to someone
who's pleading my innocence. ~~Also in~~

addition to the cases mentioned in the moving papers, there is additional case law that supports a motion for a lower bail. This is not charged with extenuating or aggravating circumstances and at no time has the state even hinted an argument that I'm a risk to the community. As far as a flight risk, I have shown nothing since my arrest except the absolute intention to fight my charge and exonerate myself, despite this baseless attempt to hamper my defense by keeping me locked up and fully unable to prepare my case. Put simply, the prosecution wants to keep me in jail because they are afraid and want to go to trial on a slanted playing field. Prosecution also willfully violated the rules of discovery and the chain of circumstances causing reasonable doubt. Discovery is a two way street. What comes in, must go out. Forthwith no delay, no under review. What the state gets, the defense gets. Conversely, what the defense gets, the state gets, without delay. The penalty for violation is the disallowance of the material at the source of the complaint. The state ~~has~~ obviously has information and we have not received it. It appears that it is the practice of the District Attorneys office to hold

discovery and not share it unless it is specifically asked for by the defense, and that is not the way it works. This is vital information about my own property that I need in order to defend myself. I needed it then and I need it now. Not when the prosecution feels like handing it over. Also, I have yet to see the toxicology report of the alleged narcotics found. The report should have been in by now and handed over as part of my discovery. And since it has not been, it seems even more suspicious in itself. I would also like to file a motion to fully examine the full-data downloads from my cell phone done here at YCSO. In my case it would show that on the night of the alleged death/overdose in question I was at 930 Oakdale Rd, Rock Hill SC with my girlfriend the entire night and on that particular date I didn't leave the property nor was I even remotely close to the residence the incident happened. I've requested motions to suppress and quash charges based on the fruits of a warrantless search. I'm also asking for a motion in limine to exclude evidence that had been unconstitutionally obtained.

Thanks in advance
Joshua Brookins #103695

I've requested video evidence from YCSO regarding my property and property release to my girlfriend, and this proof is something that can exonerate one of my pending charges but the Sheriff's office / prosecution claims they ~~cannot~~ don't have to release this proof to me until the day of my next trial on the 16th day of September 2024. How am I supposed to prepare for trial without this extremely important part of my discovery missing?

Thanks

Joshua Brookins #103695

1675-3A York

York, SC 29745

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PO Box 11330

Columbia, SC 29211

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THE YORK COUNTY DETENTION CENTER HAS NEITHER CENSURED NOR INSPECTED THIS ITEM. THEREFORE, THE DEPARTMENT DOES NOT ASSUME RESPONSIBILITY FOR ITS CONTENTS.

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